## 1 PHILLIP A. TALBERT United States Attorney 2 JOSEPH D. BARTON HENRY Z. CARBAJAL III 3 Assistant United States Attorneys 2500 Tulare Street, Suite 4401 4 Fresno, CA 93721 Telephone: (559) 497-4000 5 Facsimile: (559) 497-4099 6 Attorneys for Plaintiff 7 United States of America 8 9 IN THE UNITED STATES DISTRICT COURT 10 FOR THE EASTERN DISTRICT OF CALIFORNIA 11 12 UNITED STATES OF AMERICA Case No. 1:22-cr-00103-JLT-SKO 13 14 Plaintiff, STIPULATION TO VACATE TRIAL DATE AND SCHEDULE A CHANGE OF PLEA 15 **HEARING** 16 v. 17 DENNIS FALASCHI, 18 Defendant. 19 20 21 IT IS HEREBY STIPULATED between the parties that the trial scheduled to start on 22 March 12, 2024, may be vacated and that a change of plea hearing may be scheduled for March 23 11, 2024, at 9:00 a.m., before the Honorable Jennifer L. Thurston. Time under the Speedy Trial 24 Act has already been excluded through March 12, 2024. 25 Out of an abundance, the parties request that the Court further exclude time under the 26 Speedy Trial Act from February 5, 2024, through March 11, 2024, for purposes of plea 27 negotiations, defense preparation, and continuity of defense counsel pursuant to 18 U.S.C. § 28 3161(h)(7)(A) and (h)(7)(B)(iv).

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| 3          | Dated: February 5, 2024 /s/Ma  | arc Days  |  |
| 4          | MAR  | C DAYS sel for Dennis Falaschi  |  |
| 5          | Count  | ser for Bennis Latuseni   |  |
| 6          | <u> </u>   | seph Barton<br>PH BARTON  |  |
| 7          | HENI   | RY CARBAJAL III<br>tant United States Attorneys   |  |
| 8          | Assis  | tant Office States Attorneys  |  |
| 9          | ORD  | ER  |  |
| 10         | Upon the parties' stipulation, and for good cause shown, the trial that is scheduled to start  |   |  |
| 11         | on March 12, 2024, is vacated and a change of plea hearing is scheduled for March 11, 2024, at |   |  |
| 12         |  | 9:00 a.m., before the Honorable Jennifer L. Thurston. Time under the Speedy Trial Act has |  |
| 13         | already been excluded through March 12, 2024.  |   |  |
| 14         | The Court further excludes time under the Speedy Trial Act from February 5, 2024,              |   |  |
| 15         | through March 11, 2024, for purposes of plea negotiations, defense preparation, and continuity |   |  |
| 16         | of defense counsel pursuant to 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).                    |   |  |
| 17         | IT IS SO ORDERED   |   |  |
| 18         | IT IS SO ORDERED.  | Jennifu L. Thurson  |  |
| 19         | Dated: <b>February 5, 2024</b>   | UNITED STATES DISTRICT JUDGE  |  |
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